Attorney Docket No. Le A 36 269

JC14 Rec'd PCT/PTO 07 JUL 2005 10/541886

IN THE DATED STATES PATENT AND TRADEMARK OFFICE

In re application of: Betz, et al.

Group No.:

Serial No.: Filed Herewith

Examiner:

Filed: 07/07/05

For: Method for Inhibiting the Replication of Herpes Viruses

MAIL STOP PCT COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA,VA 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. 1.97(b))

Dear Sir:

Applicants wish to cite for the record in the above-identified application the references shown on the accompanying copy of PTO form 1449.

IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

The information disclosure statement transmitted herewith is being filed **before** the mailing date of the first Office action on the merits.

FEE PAYMENT

Applicants believe that no fees are due with this submission. However, the Commissioner is hereby authorized to charge any fees that may have been overlooked but that are required to Deposit Account 13-3372. Additionally, please credit any overpayment to the same account.

Respectfully submitted,

Reg. No.: 29,862

Telephone: (203) 812-2786

Date: 07/07/05

Barbara A. Shimei

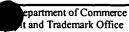
Attorney for Applicant(s)

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400 Morgan Lane

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(Modified)



Filed Herewith

7/07/05

INFORMATION DISCLOSURE CATION

Applicant(s) Betz, et al.

U.S. PATENT DOCUMENTS

| * | | | | DOC | UMEN' | T NO. | | | DATE (MM/DD/YY) | NAME | CLASS | SUB- CLASS | FILING DATE IF APPROPRIATE | |
|---|----|----|----|-----|-------|-------|---|---|--------------------|----------------|-------|---------------|----------------------------------|--|
| | U1 | 20 | 01 | 00 | 07 | 8 | 7 | 7 | 07/12/01 | Burton, et al. | 514 | 414 | 11/10/99 | |
| | U2 | 6 | 0 | 5 | 4 | 4 | 7 | 2 | 04/25/00 | Armistead, et | 514 | 374 | 04/02/97 | |
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FOREIGN PATENT DOCUMENTS

| * | 1 | | | DOC | UMEN | T NO. | | | DATE (DD/MM/YY) | COUNTRY | PRIMARY CLASS | SUB- CLASS | TRANSLATION | |
|---|----|---|---|-----|------|-------|---|----|--------------------|---------|------------------|---------------|-------------|----|
| | | | | | | | | | | | | | YES | NO |
| | F1 | 0 | 0 | 0 | 9 | 1 | 5 | 8 | 24/02/00 | WO | | | | |
| | F2 | 0 | 3 | 0 | 9 | 7 | 5 | 95 | 27/11/03 | WO | | | | |
| | F3 | 0 | 8 | 6 | 0 | 7 | 0 | 0 | 26/08/98 | EP | | | | |
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OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)

| R1 | Sherman, et al., Characterization of Intranuclear Capsids Made by ts Morphogenic Mutants of HSV-1, Virology, 163 (2): 471-480 (1988). |
|----|--|
| R2 | Weller, et al. Genetic and Phenotypic Characterization of Mutants in Four Essential Genes That Map to the Left Half of HVS-1 U _L DNA, Virology, <u>161(1)</u> : 198-210 (1987). |
| R3 | Plotkin, et al., Candidate Cytomegalovirus Strain for Human Vaccination, Infec. & Immun., 12(3): 521-527 (1975). |
| R4 | Desai, et al., Mutations in Herpes Simplex Virus Type 1 Genes Encoding VP5 and VP23 Abrogate Capsid Formation and Cleavage of Replicated DNA, J. Virol., 67(3): 1357-1364 (1993). |
| R5 | Thomsen, et al., Assemply of Herpes Simplex Virus (HSV) Intermediate Capsids in Insect Cells Infected with Recombinant Baculoviruses Expressing HSV Capsid Proteins, J. Virol., <u>68(4)</u> : 2442-2457 (1994). |
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EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.